

PTO/SB/21 (09-04)  
Approved for use through 07/31/2006. OMB 0651-0031  
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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

|                        |                  |
|------------------------|------------------|
| Application Number     | 10/807,755       |
| Filing Date            | March 24, 2004   |
| First Named Inventor   | Robbins et al.   |
| Art Unit               | Not Yet Assigned |
| Examiner Name          | Not Yet Assigned |
| Attorney Docket Number | 072396.0263      |

### ENCLOSURES (Check all that apply)

|  |   |  |
|--|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input checked="" type="checkbox"/> Reply to Missing Parts/<br>Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts<br>under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a<br>Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD<br><br><div>Remarks</div> <div>Copy of Withdrawal of Previously Sent Notice;<br/>Sequence Listing in paper form;<br/>Sequence Listing in computer readable form (2 disks);<br/>Return Receipt Postcard</div> | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board<br>of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC<br>(Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify<br>below):<br>Copy of Response to Notice to Comply with<br>Requirements for Patent Applications<br>Containing Nucleotide Sequence and/or<br>Amino Acid Sequence Disclosures; |
|--|---|--|

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |                          |              |        |
|--------------|--------------------------|--------------|--------|
| Firm Name    | Baker Botts LLP          | Customer No. | 21003  |
| Signature    | <i>Kimberly A. Gavin</i> |              |        |
| Printed name | Kimberly A. Gavin        |              |        |
| Date         | 11/02/2006               | Reg. No.     | 51,723 |

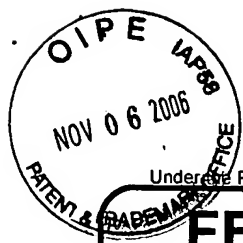
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|                       |                          |      |            |
|-----------------------|--------------------------|------|------------|
| Signature             | <i>Kimberly A. Gavin</i> |      |            |
| Typed or printed name | Kimberly A. Gavin        | Date | 11/02/2006 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (10-04)

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# FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 0.00

**Complete if Known**

|                      |                  |
|----------------------|------------------|
| Application Number   | 10/807,755       |
| Filing Date          | March 24, 2004   |
| First Named Inventor | Robbins et al.   |
| Examiner Name        | Not Yet Assigned |
| Art Unit             | Not Yet Assigned |
| Attorney Docket No.  | 072396.0263      |

**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit Account Number: 02-4377  
Deposit Account Name: Baker Botts L.L.P.

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

| Large Entity Fee Code | Small Entity Fee Code | Fee Description        | Fee Paid |
|-----------------------|-----------------------|------------------------|----------|
| 1001                  | 2001                  | Utility filing fee     |          |
| 1002                  | 2002                  | Design filing fee      |          |
| 1003                  | 2003                  | Plant filing fee       |          |
| 1004                  | 2004                  | Reissue filing fee     |          |
| 1005                  | 2005                  | Provisional filing fee |          |
| SUBTOTAL (1)          |                       |                        | (\$ ) 0  |

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

| Total Claims       | Extra Claims | Fee from below | Fee Paid |    |
|--------------------|--------------|----------------|----------|----|
| -20                | =            | X              | =0       |    |
| Independent Claims | -3           | =              | X        | =0 |
| Multiple Dependent |              |                | X        | =0 |

| Large Entity Fee Code | Small Entity Fee Code | Fee Description  |            |
|-----------------------|-----------------------|--|------------|
| 1202                  | 2202                  | Claims in excess of 20                                     |            |
| 1201                  | 2201                  | Independent claims in excess of 3                          |            |
| 1203                  | 2203                  | Multiple dependent claim, if not paid                      |            |
| 1204                  | 2204                  | ** Reissue independent claims over original patent         |            |
| 1205                  | 2205                  | ** Reissue claims in excess of 20 and over original patent |            |
| SUBTOTAL (2)          |                       |  | (\$ ) 0.00 |

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Small Entity

| Fee Code | Fee Code | Fee Description  | Fee Paid |
|----------|----------|--|----------|
| 1051     | 2051     | Surcharge - late filing fee or oath  |          |
| 1052     | 2052     | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053     | 1053     | Non-English specification  |          |
| 1812     | 1812     | For filing a request for ex parte reexamination                            |          |
| 1804     | 1804     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805     | 1805     | Requesting publication of SIR after Examiner action                        |          |
| 1251     | 2251     | Extension for reply within first month                                     |          |
| 1252     | 2252     | Extension for reply within second month                                    |          |
| 1253     | 2253     | Extension for reply within third month                                     |          |
| 1254     | 2254     | Extension for reply within fourth month                                    |          |
| 1255     | 2255     | Extension for reply within fifth month                                     |          |
| 1401     | 2401     | Notice of Appeal   |          |
| 1402     | 2402     | Filing a brief in support of an appeal                                     |          |
| 1403     | 2403     | Request for oral hearing   |          |
| 1451     | 1451     | Petition to institute a public use proceeding                              |          |
| 1452     | 2452     | Petition to revive - unavoidable   |          |
| 1453     | 2453     | Petition to revive - unintentional   |          |
| 1501     | 2501     | Utility issue fee (or reissue)   |          |
| 1502     | 2502     | Design issue fee   |          |
| 1503     | 2503     | Plant issue fee  |          |
| 1460     | 1460     | Petitions to the Commissioner  |          |
| 1807     | 1807     | Processing fee under 37 CFR 1.17(q)  |          |
| 1806     | 1806     | Submission of Information Disclosure Stmt                                  |          |
| 8021     | 8021     | Recording each patent assignment per property (times number of properties) |          |
| 1809     | 2809     | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810     | 2810     | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801     | 2801     | Request for Continued Examination (RCE)                                    |          |
| 1802     | 1802     | Request for expedited examination of a design application                  |          |

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ ) 0.00

**SUBMITTED BY**

Name (Print/Type) Kimberley A. Gavin

Registration No. 51,723

(Attorney/Agent)

(Complete (if applicable))

Telephone 212 408-2529

Signature

Kimberley A. Gavin

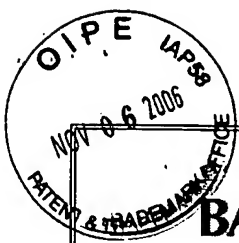
Date 11/02/2006

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**BAKER BOTTS LLP**

Attorney Docket Number: 072396.0263

Title: RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS  
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Use Space Below for Additional Information: